

**IDAHO CONTRACTORS BOARD  
Bureau of Occupational Licenses  
700 West State Street, P.O. Box 83720  
Boise, ID 83720-0063**

**Board Meeting Minutes of 2/10/2016**

**BOARD MEMBERS PRESENT:** John R Pilote - Chair  
Scott Schriber  
Gary R Bond  
Charles R Ellis

**BOARD MEMBERS ABSENT:** Deborah A Karren

**BUREAU STAFF:** Tana Cory, Bureau Chief  
Dawn Hall, Administrative Support Manager  
Lori Peel, Investigative Unit Manager  
Maurie Ellsworth, General Counsel  
Mitch Toryanski, Legal Counsel  
Eric Nelson, Board Prosecutor  
Mary Miles, Management Assistant

**OTHERS PRESENT:** Bradley Welker, Welker Interiors LLC  
Darryl Henderson, Precise Painting & Restoration

The meeting was called to order at 8:30 AM MST by John R Pilote.

**APPROVAL OF MINUTES**

Mr. Ellis made a motion to approve the minutes of 1/5/2016. It was seconded by Mr. Bond. Motion carried.

**LEGISLATIVE REPORT**

Ms. Cory gave the legislative report. Mr. Pilote said the proposed rule for the fee increase will go into effect at the end of the Legislative session. Mr. Toryanski provided information to the Board about a recent U.S. Supreme Court case decision regarding the North Carolina State Board of Dental Examiners, which has the potential to affect regulatory boards throughout the United States.

## **FINANCIAL REPORT**

Ms. Hall gave the financial report, which indicated that the Board had a cash balance of \$62,046.63 as of 1/31/2016.

## **DISCIPLINE**

Mr. Nelson presented a memorandum regarding case numbers CON-2016-49, CON-2016-55, CON-2016-56, CON-2016-31, and CON-2016-47. After discussion, the Board gave recommendations for appropriate discipline.

Mr. Nelson presented Stipulation and Consent Orders in cases CON-2015-82, CON-2016-13, CON-2016-32, CON-2016-41, CON-2016-52 and CON-2016-53. Mr. Bond made a motion to approve the Consent Orders and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Ellis. Motion carried.

Mr. Nelson presented a Findings of Fact, Conclusions of Law and Final Order in case CON-2016-30. Mr. Bond made a motion to approve the Findings of Fact, Conclusions of Law and Final Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Ellis. Motion carried.

Mr. Schriber made a motion to send case CON-2016-30 to the local Prosecutor's Office. It was seconded by Mr. Ellis. Motion carried.

## **EXECUTIVE SESSION**

Mr. Schriber made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Mr. Ellis. The vote was: Mr. Schriber, aye; Mr. Ellis, aye; Mr. Bond; and Mr. Pilote, aye. Motion carried.

Mr. Ellis made a motion to come out of executive session. It was seconded by Mr. Bond. The vote was: Mr. Schriber, aye; Mr. Ellis, aye; Mr. Bond; and Mr. Pilote, aye. Motion carried.

Mr. Bond made a motion to approve Welker Interiors LLC and Darryl Henderson for registration. It was seconded by Mr. Ellis. Motion carried.

## **INVESTIGATIVE REPORT**

Ms. Peel gave the investigative report, which is linked above.

## **FOR BOARD DETERMINATION**

Mr. Schriber made a motion to approve the Bureau's recommendation and authorize closure in cases I-CON-2016-73, I-CON-2016-90, I-CON-2016-103, I-CON-2016-118, I-CON-2016-120, I-CON-2016-124, I-CON-2016-125, I-CON-2016-137, I-CON-2016-74, I-CON-2016-92, I-CON-2016-121, I-CON-2016-97, I-CON-2016-126, and I-CON-2016-128. It was seconded by Mr. Bond. Motion carried.

Mr. Bond made a motion to approve the Bureau's recommendation and authorize closure in cases I-CON-2015-68, I-CON-2015-192, I-CON-2015-220, I-CON-2016-13, I-CON-2016-19, I-CON-2016-25, I-CON-2016-59, I-CON-2016-60, and I-CON-2016-89. It was seconded by Mr. Ellis. Motion carried.

Mr. Schriber made a motion to approve the proposed payment arrangement for CON-2014-23. It was seconded by Mr. Ellis. Motion carried.

Mr. Bond made a motion to approve the proposed payment arrangement for CON-2015-25. It was seconded by Mr. Ellis. Motion carried.

**NEXT MEETING** was scheduled for March 15, 2016.

## **TO DO LIST**

The Board reviewed the to do list and no action was taken.

## **REVISED ENTITY APPLICATION**

Mr. Bond made a motion to approve the revised language for question seven on the business entity application and to underline the word "anyone" in questions 13 and 14. It was seconded by Mr. Ellis. Motion carried.

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Mr. Bond made a motion to come out of executive session. It was seconded by Mr. Ellis. The vote was: Mr. Schriber, aye; Mr. Ellis, aye; Mr. Bond; and Mr. Pilote, aye. Motion carried.

## **APPLICATIONS**

Mr. Bond made a motion to approve the following for licensure:

Approved for Licensure

FAIR N SQUARE CONSTRUCTION AND DESIGN LLC	RCE-41140
PERFECTION CONSTRUCTION LLC	RCE-41152
NEW IMAGE TILE & REMODEL LLC	RCE-41187
KDH CONSTRUCTION NORTHWEST INC	RCE-41244
S & J CONSTRUCTION LLC	RCE-41253
JEFFCOAT JARED D	RCT-41032
WYMER JEFF R	RCT-41144

It was seconded by Mr. Scriber. Motion carried.

Mr. Bond made a motion to approved 901142769 pending proof of payment in the case of CON-2009-38. It was seconded by Mr. Ellis. Motion carried.

Mr. Schriber made a motion to deny David Cooper for registration based on Rule 165.02.i. It was seconded by Mr. Bond. Motion carried.

## **ADJOURNMENT**

Mr. Schriber made a motion to adjourn the meeting at 11:25 am. It was seconded by Mr. Bond. Motion carried.

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John R Pilote, Chair

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Deborah A Karren

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Scott Schriber

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Gary R Bond

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Charles R Ellis

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Tana Cory, Bureau Chief